

## In response to Judge Butterfield's email

**D Charles BAILEY** to: Eric BUTTERFIELD

12/14/2018 10:30 AM

From: D Charles BAILEY/WSH/OJD

To: Eric BUTTERFIELD/WSH/OJD

Cc: WSH-Judges <WSH-Judges@ojd.state.or.us>

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Eric,

I wish I could believe that you are actually thinking about taking on a leadership role in our county, something you haven't done in the eight and a half years you have been a judge. But let's be completely honest, you have no intention of putting your name in for PJ and even if you got it you wouldn't last more than a month before you would quit or make life difficult for everyone around you like you have done many times in the past.

This was a shot at me and I understand that this is *your* way of attacking another judge, not in person, not in a closed meeting, but, in a very public way. It is not the first time you have done it so your passive-aggressive MO is clear and should be crystal clear to all of your colleagues who might be your next target if you were to become upset with them. As you have tried to do in the past, you want to inflict as much pain as possible on another judge because you aren't happy with yourself. That is just one of the many reasons I will let the Chief Justice know why you would be an absolute disaster as a PJ.

Some of the other reasons include the following:

As a PJ you can't make everything public. (You will notice this was only sent to the judges)

You can't start something and quit it after a short period because it is too hard or too much work. If you need me to provide examples I certainly can.

You can't tell another judge to "F" off, if you do you can't expect them to follow you.

You can't get to work just before your docket begins, you can't leave after your docket is done, and you can't be gone for long periods riding your motorcycle.

You actually have to go to meetings, prepare beforehand *and listen* when you are there.

You actually have to follow the decisions that are made by OJD and our local body.

Lastly, you have to do what is in the best interest of the entire organization, not what is in the best interest of Eric Butterfield or Eric's friends.

Your email, especially the decision to send it out to "Wsh-Users" causing staff to be anxious, exemplifies and is exactly why I completely support and will support Judge Erwin to be the next PJ. I know he is doing it for the *right* reasons, not some knee-jerk reason. Moreover, he has already demonstrated his commitment by being part of leadership for many years and not quitting when it gets too much.

I very much appreciate that you and many of the others are not happy with the decisions I have made. That is fine. That comes with actually being a PJ and actually understanding how the entire organization works, not just a single office. I certainly look forward to the day when I might be able to only think about what is the best interest of Judge Bailey and his staff, not that I will, since all the decisions I have ever made as a judge and especially as the Presiding Judge have always been about making this a better organization.

Charlie Bailey

**The current Presiding Judge**

Eric BUTTERFIELD---12/13/2018 12:21:18 PM---Hello, I intend to nominate myself to be our next presiding judge at the appropriate time.

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From: Eric BUTTERFIELD/WSH/OJD

To: RICHARD E MOELLMER/WSH/OJD@ojd  
Cc: Wsh-Users@  
Date: 12/13/2018 12:21 PM  
Subject: Re: NOTICE ==> Courtroom Clerk/JSS3 Job Announcement Open, Closes December 18

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Hello,

I intend to nominate myself to be our next presiding judge at the appropriate time.

Judges,

You know how to find me, if you want to chat.

Everyone else,

I include you on this to assure you this is NOT a vote of "no confidence" in Judge Erwin (who will likely be our next PJ). I have known Andy for 20 years, trust him completely, and have a lot of respect for him as a person and a judge. I just feel like I gotta do this.

Goodbye,

Eric E. Butterfield  
Circuit Court Judge  
Washington County Circuit Court  
150 N. First Ave.  
Hillsboro, OR 97123  
503-846-8771

-----RICHARD E MOELLMER/WSH/OJD@ojd wrote: -----

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To: Wsh-Users  
From: RICHARD E MOELLMER/WSH/OJD@ojd  
Date: 12/13/2018 08:27AM  
Subject: NOTICE ==> Courtroom Clerk/JSS3 Job Announcement Open, Closes December 18

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To All Court Staff: This open and competitive recruitment will be used to fill three (3) courtroom clerk positions for Judges Hunsaker, Proctor and Sims. As members of the Judicial Support Department, Courtroom Clerks have primary responsibility for supporting the judge in the courtroom and shared responsibility with the Judicial Assistant for supporting the judge in the office/chambers. All judicial support staff are regularly assigned to staff other judges, dockets and courtrooms as needed to maintain coverage. Judge Danielle Hunsaker currently presides at LEC and will soon move with Judicial Assistant Stephanie Nicklaus to Courtroom 301C on the 3rd floor of the Courthouse. Judge Hunsaker, our next Chief Civil Judge and member of the criminal judge team, will handle a general trial rotation as well as civil and probate matters. The LEC Courtroom Clerk position (now filled by incumbent Juliana MacFarlane) will remain as a member of the LEC Team and support the next LEC judge. Judge Kathy Proctor, our new 15th judge position, starts January 2, 2019. Judge Proctor joins the family law judge team and will handle domestic and juvenile matters. Judge Proctor may also hire a Judicial Assistant/JSS3 from this

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recruitment.

Judge Ted Sims, a member of the civil and criminal judge teams, handles a general trial rotation as well as civil and probate matters in Courtroom 426J on the 4th floor of the Justice Services Building. This Courtroom Clerk position will partner with Judicial Assistant Susan Wilcox.

Presiding Judge Bailey will make other judge docket and courtroom assignments in the coming weeks, and I will announce staffing arrangements accordingly.

Web link to Courtroom Clerk / JSS3 Job Announcement:

<https://www.governmentjobs.com/careers/oregon/jobs/2289440/judicial-services-specialist-3-courtroom-clerk?department%5b0%5d=Judicial%20Department%20-%20State%20Courts&sort=PositionTitle%7CAscending&pagetype=jobOpportunitiesJobs>

Richard Moellmer  
Trial Court Administrator  
Washington County Circuit Court

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